

ASSEMBLY JOINT RESOLUTION NO. 13—ASSEMBLYMEN MANENDO, GOLDWATER, BUCKLEY, PARKS, MCCLAIN, ANDERSON, ANGLE, ARBERRY, BACHE, BEERS, BERMAN, BROWER, BROWN, CARPENTER, CEGAVSKE, CHOWNING, CLABORN, COLLINS, DE BRAGA, DINI, FREEMAN, GIBBONS, GIUNCHIGLIANI, GUSTAVSON, HETTRICK, HUMKE, KOIVISTO, LEE, LESLIE, MARVEL, MORTENSON, NEIGHBORS, NOLAN, OCEGUERA, OHRENSCHALL, PARNELL, PERKINS, PRICE, SMITH, TIFFANY, VON TOBEL AND WILLIAMS

APRIL 13, 2001

JOINT SPONSORS: SENATORS TITUS, SCHNEIDER, COFFIN, O'CONNELL, CARLTON, AMODEI, CARE, JACOBSEN, MATHEWS, MCGINNESS, NEAL, PORTER, RAGGIO, RAWSON, RHOADS, SHAFFER, TOWNSEND AND WIENER

Referred to Committee on Health and Human Services

SUMMARY—Urges Congress to eliminate inequities in payment of social security benefits to certain persons. (BDR R-1215)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~omitted material~~ is material to be omitted.

ASSEMBLY JOINT RESOLUTION—Urging Congress to eliminate inequities in the payment of social security benefits based on the year that persons initially became eligible for those benefits.

- 1 WHEREAS, The provisions set forth in 42 U.S.C. § 415 for determining
- 2 the primary insurance amount of a person receiving social security were
- 3 amended in 1977 by Public Law 95-216; and
- 4 WHEREAS, The Social Security Amendments of 1977 made changes in
- 5 the benefit computation rules, resulting in disparate benefits according to
- 6 when a person initially became eligible for benefits; and
- 7 WHEREAS, An estimated 12 million persons who were born during the
- 8 years 1917 to 1926, inclusive, commonly referred to as “notch babies,”
- 9 receive an average of 20 percent less in social security benefits than
- 10 persons born before or after them; and



* A J R 1 3 *

1 WHEREAS, The payment of benefits under the social security system is
2 not based on need or other considerations related to welfare, but on a
3 program of insurance based on contributions by a person and his employer;
4 and

5 WHEREAS, Because the discrimination among persons receiving
6 benefits is totally inequitable and contrary to the principles of justice and
7 fairness, two bills have been introduced in the House of Representatives
8 during the 107th session of Congress to rectify this injustice; and

9 WHEREAS, H.R. 80, known as the "Notch Baby Act of 2001," which
10 provides for an improved benefit computation formula for those workers
11 who attain the age of 65 years during the 10-year period after 1981 and
12 before 1992, and their related beneficiaries, and which provides for
13 increases in their benefits accordingly, has been introduced to correct these
14 inequities; and

15 WHEREAS, H.R. 97, known as the "Notch Fairness Act of 2001," if
16 enacted, would allow those workers to choose either lump sum payments
17 over 4 years totaling \$5,000 or an improved benefit computation formula
18 under a new 10-year rule governing the transition to the changes in benefit
19 computation rules; and

20 WHEREAS, The group affected by this injustice are the senior citizens
21 who have been the backbone of our country and who have earned the right
22 to a good quality of life; and

23 WHEREAS, Those senior citizens are now facing spiraling health care
24 and prescription drug costs and would benefit from the passage of a bill to
25 rectify this inequity; now, therefore, be it

26 RESOLVED BY THE ASSEMBLY AND SENATE OF THE STATE OF NEVADA,
27 JOINTLY, That the members of the 107th session of Congress are hereby
28 urged to consider the bills before them that will attempt to eliminate these
29 inequities and to enact appropriate legislative remedies; and be it further

30 RESOLVED, That the Chief Clerk of the Assembly prepare and transmit
31 a copy of this resolution to the Vice President of the United States as
32 presiding officer of the Senate, the Speaker of the House of
33 Representatives and each member of the Nevada Congressional
34 Delegation; and be it further

35 RESOLVED, That this resolution becomes effective upon passage.

